

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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IN RE: METHYL TERTIARY BUTYL ETHER)
("MTBE") PRODUCTS LIABILITY)
LITIGATION)

**Master File No. 1:00 – 1898
MDL 1358 (VSB)
M21-88**

This document pertains to:)

Commonwealth of Pennsylvania, et al. v.)
Exxon Mobil Corporation, et al.)
14 Civ. 6228)
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**STIPULATION AND ORDER OF DISMISSAL AS TO
GEORGE E. WARREN LLC**

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, the Parties hereby stipulate to the dismissal of GEORGE E. WARREN LLC ("Settling Defendant") with prejudice, and further stipulate that no further approval or review of the Settlement Agreement executed by and between the Plaintiff and Settling Defendant ("Agreement") by the Court is required. This Stipulation of Dismissal is effective upon filing. *Hester Industries, Inc. v. Tyson Foods, Inc.*, 160 F.3d 911, 916 (2nd Cir. 1998).


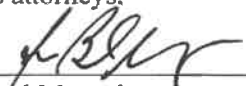
It is hereby ORDERED that all of the claims against GEORGE E. WARREN LLC are hereby dismissed, with prejudice and that no further approval or review of the Agreement is required by the Court.

It is further ORDERED that, in any trial of this action, the trier of fact shall determine Settling Defendant's or any other Releasee's (as that term is defined in the Agreement) apportioned share of liability for any and all claims in the same manner and in the same form of trial verdict as for all non-settling defendants, as if Settling Defendant or any other Releasee(s) had remained

Non-Settling Defendant(s). The Commonwealth's recoverable damages against Non-Settling Defendants will be reduced in accordance with the procedures and provisions set forth in Section III.3 (Contribution Protection) of the Agreement, including, if applicable, by any amounts apportioned to Settling Defendant or any other Releasee in a final judicial determination.

It is further ORDERED that, to the extent applicable, all claims against all Defendants named in the above-captioned action (including Non-Settling Defendants) for all reimbursement payments made, or to be made, from the Pennsylvania Underground Storage Tank Indemnification Fund ("USTIF") to Settling Defendant or any other Releasee, or for any costs incurred or to be incurred by USTIF in connection with such reimbursement payments to Settling Defendant or any other Releasee, are hereby dismissed with prejudice.

This Stipulation and Order shall not dismiss any other claims by Plaintiff against any other Defendants.

<p>Plaintiff, Commonwealth of Pennsylvania,</p> <p>By its attorneys,</p>  <p>Michael Axline Miller & Axline 1050 Fulton Avenue, Suite 100 Sacramento, CA 95825 Tel: (916) 488-6688 Fax: (916) 488-4288 Email: maxline@milleraxline.com</p>	<p>Defendant, George E. Warren LLC,</p> <p>By its attorneys,</p>  <p>Ira Brad Matetsky Dorf Nelson & Zauderer LLP 475 Fifth Avenue, 17th Floor New York, NY 10017 Tel: (212) 922-9149 Fax: (914) 381-7608 Email: imatetsky@dorflaw.com</p>
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<p>Defendants, Atlantic Richfield Company, BP America Inc., BP Amoco Chemical Company, BP Holdings North America Limited, BP p.l.c., BP Products North America, Inc., BP West Coast Productions, L.L.C.,</p> <p>By their attorneys,</p> <p><u>/S/ Amanda A. Jacobowski (by permission)</u> J. Andrew Langan Andrew R. Running Amanda A. Jacobowski Kirkland & Ellis LLP 300 North LaSalle Street Chicago, IL 60654 Tel: (312) 862-2412 Fax: (312) 862-2200 Email: Andrew.langan@kirkland.com Email: andrew.running@kirkland.com Email: amanda.jacobowski@kirkland.com</p>	<p>Defendants, Chevron Corporation, Chevron U.S.A. Inc., TRMI-H LLC, and Texaco Inc.,</p> <p>By their attorneys,</p> <p><u>/S/ Charles C. Correll, Jr. (by permission)</u> Charles C. Correll, Jr. James J. Maher King & Spalding LLP 1100 Louisiana Houston, TX 77002 Tel: (713) 276-7354 Fax: (713) 751-3290 Email: ccorrell@kslaw.com Email: jmaher@kslaw.com</p>
<p>Defendants, Citgo Petroleum Corporation, and Citgo Refining and Chemicals Company, LP,</p> <p>By their attorneys,</p> <p><u>/S/ Lisa Meyer (by permission)</u> Nathan Philip Eimer Lisa Meyer Eimer Stahl LLP 224 South Michigan Avenue, Suite 1100 Chicago, IL 60604 Tel: 312-660-7600 Fax: 312-692-1718 Email: neimer@eimerstahl.com Email: lmeyer@eimerstahl.com</p>	<p>Defendants, ConocoPhillips Company, ConocoPhillips, Phillips 66, Phillips 66 Company, Phillips Petroleum Company, Conoco, Inc., Tosco Corporation, and Tosco Refining Company</p> <p>By their attorneys,</p> <p><u>/S/ Jessica Farley (by permission)</u> Stephen C. Dillard Jessica Farley Norton Rose Fulbright 1301 McKinney, Suite 5100 Houston, TX 77010 Tel: (713) 651-5507 Fax: (713) 651-5246 Email: steve.dillard@nortonrosefulbright.com Email: jessica.farley@nortonrosefulbright.com</p>

<p>Defendant, Crown Central, LLC,</p> <p>By its attorneys,</p> <p><u>/S/ Patrick A. Harvey (by permission)</u> Duke K. McCall, III Patrick A. Harvey Morgan, Lewis & Bockius LLP 1111 Pennsylvania Avenue, NW Washington, DC 20004 Tel: (202) 373-6607 Fax: (202) 739-3001 Email: duke.mccall@morganlewis.com Email: patrick.harvey@morganlewis.com</p>	<p>Defendants, Cumberland Farms Inc. and Gulf Oil Limited Partnership,</p> <p>By their attorneys,</p> <p><u>/S/ Chad W. Higgins (by permission)</u> Chad W. Higgins Bernstein Shur 100 Middle Street, P.O. Box 9729 Portland, ME 04104 Tel: (207) 228-7186 Fax: (207) 774-1127 Email: chiggins@bernsteinshur.com</p> <p>Mark Edward Tully Goodwin Procter, LLP 100 Northern Avenue Boston, MA 02210 Tel: (617) 570-1289 Fax: (617) 523-1231 Email: mtully@goodwinprocter.com</p>
<p>Defendants, Equilon Enterprises LLC, Pennzoil Company, Pennzoil Quaker State Company, Motiva Enterprises LLC, Shell Oil Company, Shell Oil Products Company LLC, TMR Company, Shell Trading (US) Company, and Deer Park Refining LP,</p> <p>By their attorneys,</p> <p><u>/S/ Peter Condron (by permission)</u> Peter Condron Jessica Douglas Gilbert Crowell & Moring, LLP 1001 Pennsylvania Ave., NW Washington, DC 20004 Tel: (202) 624-2558 Fax: (202) 628-5116 Email: pcondron@crowell.com Email: jgilbert@crowell.com</p>	<p>Defendant, Getty Properties Corp.,</p> <p>By its attorneys,</p> <p><u>/S/ Susan M. Dean (by permission)</u> John C. McMeekin II Susan M. Dean Rawle & Henderson, LLP Centre Square West 1500 Market Street 19th floor Philadelphia, PA 19102 Tel: (215) 575-4200 Fax: (215) 563-2583 Email: jmcmeekin@rawle.com Email: sdean@rawle.com</p>

<p>Defendants, Exxon Mobil Corporation, Exxon Company, U.S.A., ExxonMobil Refining & Supply Company, Mobil Oil Corporation, and Exxon Mobil Oil Corporation,</p> <p>By their attorneys,</p> <p><u>William J. Stack (by permission)</u> James Anthony Pardo Lisa Gerson McDermott, Will & Emery, LLP One Vanderbilt Avenue New York, NY 10017 Tel: (212) 547-5353 Fax: (212) 547-5444 Email: jpardo@mwe.com Email: lgerson@mwe.com</p> <p>William Stack Carlos Bollar Archer & Greiner, PC 1025 Lauren Oak Road Vorhees, NJ 08043 Tel: (856) 795-2121 Tel: (856) 795-0574 Email: wstack@archerlaw.com Email: cbollar@archerlaw.com</p>	<p>Defendants, Hess Corporation and Hess Oil Virgin Islands Corporation,</p> <p>By their attorneys,</p> <p><u>/S/ Vern Cassin (by permission)</u> Christopher Danley Vernon Cassin Baker Botts LLP 700 K St. NW Washington, DC 20001 Tel: (202) 639-1139 Fax: (202) 508-9321 Email: christopher.danley@bakerbotts.com Email: vernon.cassin@bakerbotts.com</p>
<p>Defendant, Guttman Realty Company,</p> <p>By its attorneys,</p> <p><u>/S/ Michael D. Hall (by permission)</u> Michael D. Hall Buchanan Ingersoll & Rooney P.C. 640 Fifth Avenue, 9th Floor Newark, NJ 10019-6102 Tel: (973) 424-5609 Fax: (973) 273-9430 Email: michael.hall@bipc.com</p>	<p>Defendant, Petroleum Products Corporation,</p> <p>By its attorneys,</p> <p><u>/S/ Christopher T. Scanlon (by permission)</u> Christopher T. Scanlon Clausen Miller PC 28 Liberty Street, 39th Floor New York, NY 10005 Tel: (212) 805-3979 Fax: (212) 805-3939 Email: cscanlon@clausen.com</p>

Defendants,
Sun Company, Inc., Sunoco Inc., Sunoco, Inc.
(R&M), Energy Transfer Partners, L.P., ETP
Holdco Corporation, and Sunoco Partners
Marketing & Terminals L.P.,

By their attorneys,

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By their attorneys,

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SO ORDERED the _____ third _____ day of _____ November _____, 2023.



Vernon S. Broderick
United States District Judge